

WEDNESDAY, JANUARY 19, 2022

THIRTY-EIGHTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Rep. Zachary.

Representative Zachary led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 89

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 89

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Powell; business

Representative Mannis; personal

Representative Kumar; personal

Representative Halford; illness

Representative Campbell

PRESENT IN CHAMBER

Reps. Haston and Travis were recorded as being present in the Chamber.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 711 Reps. Lamar and Reedy as prime sponsors.

SPONSOR EXCLUSION

Pursuant to the signed Sponsor Exclusion form, when a motion is made to add all members voting in the affirmative as co-prime sponsors to any bill or resolution on the House floor, the following members request that their names not be added without their own signatures, and that this is effective until the adjournment of the 112th General Assembly: Rep. Todd.

MESSAGE FROM THE SENATE
January 19, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 782 and 798; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 782** -- Memorials, Personal Occasion - Fuad Mishu, 100th birthday. by *Massey, Briggs, McNally.

***Senate Joint Resolution No. 798** -- Memorials, Death - Judge Gilbert Stroud Merritt, Jr. by *Yarbro, *Campbell, *Gilmore.

MESSAGE FROM THE SENATE
January 19, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 772; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 772** -- Memorials, Sports - Jackson Martin, Creek Wood High School, TSSAA Division I A-AA Cross Country State Champion. by *Roberts.

WELCOMING AND HONORING

RECOGNITION IN THE WELL

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

Representative Camper was recognized in the Well to recognize and commend HENRY Mask.

RULES SUSPENDED

Rep. Camper moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 694 out of order, which motion prevailed.

***House Joint Resolution No. 694** -- Memorials, Recognition - HENRY Mask. by *Camper.

On motion, the rules were suspended for the immediate consideration of the resolution.

The Clerk read House Joint Resolution No. 694.

On motion of Rep. Camper, the resolution was adopted.

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Freeman; business

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the following resolutions listed were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 673** -- General Assembly, Confirmation of Appointment - Bill Legg, Tennessee Forestry Commission. by *Lamberth, *Gant.

House Agriculture & Natural Resources Committee

***House Joint Resolution No. 674** -- General Assembly, Confirmation of Appointment - Tom Midyett, Tennessee Forestry Commission. by *Lamberth, *Gant.

House Agriculture & Natural Resources Committee

***House Joint Resolution No. 675** -- General Assembly, Confirmation of Appointment - Eleanor Yoakum, Board of Directors of the Tennessee Education Lottery Corporation. by *Lamberth, *Gant.

House State Government Committee

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

***House Joint Resolution No. 676** -- General Assembly, Confirmation of Appointment - Joelle Phillips, Board of Directors of the Tennessee Education Lottery Corporation. by *Lamberth, *Gant.

House State Government Committee

***House Joint Resolution No. 677** -- General Assembly, Confirmation of Appointment - Trey Watkins, Board of Directors of the Tennessee Education Lottery Corporation. by *Lamberth, *Gant.

House State Government Committee

***House Joint Resolution No. 678** -- General Assembly, Confirmation of Appointment - Tyrone Burroughs, Board of Directors of the Tennessee Education Lottery Corporation. by *Lamberth, *Gant.

House State Government Committee

***House Joint Resolution No. 679** -- General Assembly, Confirmation of Appointment - Jordan Mollenhour, State Board of Education. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 680** -- General Assembly, Confirmation of Appointment - Billy Bryan, State Textbook and Instructional Materials Quality Commission. by *Lamberth, *Gant.

House Education Instruction Committee

***House Joint Resolution No. 681** -- General Assembly, Confirmation of Appointment - Dr. Josh Wayman, University of Tennessee Health Science Center advisory board. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 682** -- General Assembly, Confirmation of Appointment - Art Sparks, University of Tennessee at Martin advisory board. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 683** -- General Assembly, Confirmation of Appointment - Julia Wells, University of Tennessee at Martin advisory board. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 684** -- General Assembly, Confirmation of Appointment - Dr. Shanea McKinney, University of Tennessee board of trustees. by *Lamberth, *Gant.

House Education Administration Committee

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

***House Joint Resolution No. 685** -- General Assembly, Confirmation of Appointment - David Watson, University of Tennessee board of trustees. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 686** -- General Assembly, Confirmation of Appointment - Fred Decosimo, University of Tennessee at Chattanooga advisory board. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 687** -- General Assembly, Confirmation of Appointment - John Tickle, University of Tennessee, Knoxville advisory board. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 688** -- General Assembly, Confirmation of Appointment - Tomi Robb, University of Tennessee, Knoxville advisory board. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 689** -- General Assembly, Confirmation of Appointment - Dr. Phil Roe, Austin Peay State University board of trustees. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 690** -- General Assembly, Confirmation of Appointment - Jamie Woodson, Public Charter School Commission. by *Lamberth, *Gant.

House Education Instruction Committee

***House Joint Resolution No. 691** -- General Assembly, Confirmation of Appointment - Charles E. Allen, Jr., East Tennessee State University board of trustees. by *Lamberth, *Gant.

House Education Administration Committee

***House Joint Resolution No. 692** -- General Assembly, Confirmation of Appointment - Paige Burcham Dennis, Registry of Election Finance. by *Lamberth, *Gant.

House Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for January 20, 2022:

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

House Resolution No. 123 -- Memorials, Recognition - Command Sergeant Major Lesley Freeman, Jr., U.S. Army (Retired). by *Hodges.

House Resolution No. 124 -- Memorials, Sports - University School of Jackson girls' soccer team, TSSAA Division II, Class A state champions. by *Todd.

House Resolution No. 125 -- Memorials, Recognition - HENRY Mask. by *Camper.

***House Joint Resolution No. 668** -- Memorials, Recognition - St. Jude Children's Research Hospital Month, February 2022. by *Lamar, *Vaughan, *Hardaway, *Chism, *Harris, *Dixie, *Love, *Beck, *Miller, *Shaw, *White.

***House Joint Resolution No. 669** -- Memorials, Death - Robert Dallus Whitfield. by *Boyd, *Clemmons.

***House Joint Resolution No. 670** -- Memorials, Sports - Bob Hearn, 2021 Last Annual Vol State Road Race. by *Marsh.

***House Joint Resolution No. 671** -- Memorials, Death - William B. "Billy" Dunavant, Jr. by *Gillespie.

***House Joint Resolution No. 672** -- Memorials, Retirement - Deborah Taylor Tate, Director of the Administrative Office of the Courts. by *Lamberth, *Garrett.

***House Joint Resolution No. 693** -- Memorials, Death - John Henry "Butch" Perry, Jr. by *McKenzie, *Ramsey.

***House Joint Resolution No. 695** -- Memorials, Recognition - Water Valley community. by *Cepicky.

***House Joint Resolution No. 696** -- Memorials, Recognition - WGNS, 75th anniversary. by *Sparks, *Terry, *Rudd, *Baum.

***House Joint Resolution No. 697** -- Memorials, Death - Ralph Wesley Mosley. by *Clemmons.

***House Joint Resolution No. 698** -- Memorials, Recognition - Jarrett Snider, Governor's Volunteer Stars Award. by *Darby.

***House Joint Resolution No. 699** -- Memorials, Recognition - Paige Dennis, Governor's Volunteer Stars Award. by *Darby.

***House Joint Resolution No. 700** -- Memorials, Recognition - Dr. Marvin Downing, Governor's Volunteer Stars Award. by *Darby.

***House Joint Resolution No. 701** -- Memorials, Retirement - Captain Victor G. Donoho. by *Russell.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION**

***House Joint Resolution No. 702** -- Memorials, Recognition - Jeffrey Stubblefield, Tristar Reads Summer Reading Program Scholarship Award. by *Helton.

***House Joint Resolution No. 703** -- Memorials, Personal Occasion - Lorella Tolliver, 100th birthday. by *Campbell S.

***House Joint Resolution No. 704** -- Memorials, Personal Achievement - Reece Watson Edwards, Eagle Scout. by *Baum.

***House Joint Resolution No. 705** -- Memorials, Sports - Samantha Ouellette, Central Magnet High School, TSSAA Division I, Class A-AA Girls' Individual State Cross Country Champion. by *Baum.

***House Joint Resolution No. 706** -- Memorials, Sports - Kyra Hayes, Siegel High School, TSSAA Division I, Class AAA Girls' Individual State Cross Country Champion. by *Baum.

***House Joint Resolution No. 707** -- Memorials, Sports - Murfreesboro Central Magnet High School boys' cross country team, TSSAA Division I, Class A-AA state champions. by *Baum.

***House Joint Resolution No. 708** -- Memorials, Sports - Murfreesboro Central Magnet High School girls' cross country team, TSSAA Division I, Class A-AA state champions. by *Baum.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for January 20, 2022:

***Senate Joint Resolution No. 772** -- Memorials, Sports - Jackson Martin, Creek Wood High School, TSSAA Division I A-AA Cross Country State Champion. by *Roberts.

***Senate Joint Resolution No. 798** -- Memorials, Death - Judge Gilbert Stroud Merritt, Jr. by *Yarbro, *Campbell, *Gilmore.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 1733** -- Public Records - As introduced, requires information submitted by commercial whitewater outfitter services to the department of environment and conservation regarding the number of customers served and the amount of revenue generated be treated as confidential and not be open for inspection by members of the public. - Amends TCA Title 10, Chapter 7, Part 5. by *Howell.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

House Bill No. 1734 -- Law Enforcement - As introduced, authorizes a representative of the agency of government in which a peace officer served at the time of the officer's death to receive the Three Stars of Tennessee Award on the officer's behalf, provided there are no other surviving next of kin to receive the award; authorizes the commissioner of safety, in collaboration with the homeland security council, to promulgate rules regarding the selection and administration of the award. - Amends TCA Title 4, Chapter 1, Part 5. by *Russell.

***House Bill No. 1735** -- Firearms and Ammunition - As introduced, lowers the age requirement to obtain an enhanced or concealed handgun carry permit or lawfully carry a handgun in public from 21 to 18 years of age; states that the statutory authorization to transport or store a firearm or firearm ammunition in a motor vehicle under certain circumstances does not apply to a person under 21 years of age in a parking area that is owned, operated, or while in use by any school, unless the person is at least 18 years of age and meets certain military qualifications. - Amends TCA Title 39. by *Todd, *Lamberth.

House Bill No. 1736 -- Domestic Violence - As introduced, adds controlling, regulating, monitoring, or depleting the finances, economic resources, credit, or ability to work or pursue education or job training of an adult to the definition of domestic abuse. - Amends TCA Title 36, Chapter 3, Part 6. by *Alexander.

***House Bill No. 1737** -- Insurance, Motor Vehicles - As introduced, requires an individual licensed to write automobile liability insurance policies in this state to offer to a consumer the option of purchasing additional coverage for diminution in value of the consumer's motor vehicle or vehicles each time the consumer enters into or renews an automobile liability insurance policy for the consumer's motor vehicle or vehicles. - Amends TCA Title 56. by *Leatherwood.

***House Bill No. 1738** -- Taxes, Sales - As introduced, extends for an additional year, until June 30, 2023, the sales tax holiday for the retail sale of gun safes and gun safety devices. - Amends TCA Title 67, Chapter 6. by *Sparks.

***House Bill No. 1739** -- Judges and Chancellors - As introduced, makes various changes to the board of judicial conduct, including expanding the board's jurisdiction to include administrative law judges, judicial commissioners, magistrates, referees, special masters, hearing officers, and worker's compensation judges. - Amends TCA Title 17, Chapter 5 and Title 50, Chapter 6, Part 2. by *Curcio.

***House Bill No. 1740** -- Education, Dept. of - As introduced, requires the commissioner to employ three assistant commissioners to provide specialized support to local education agencies based on the rural, urban, or suburban areas served by the LEA. - Amends TCA Title 49. by *Sparks, *Cepicky.

***House Bill No. 1741** -- Education, Higher - As introduced, authorizes full-time public school teachers to enroll in one course at any state-supported college or university without having to pay tuition and fees. - Amends TCA Title 8, Chapter 50, Part 1 and Title 49. by *Sparks.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

***House Bill No. 1742** -- Education, Higher - As introduced, authorizes local correctional officers and local law enforcement officers to enroll in one course at any state-supported college or university without having to pay tuition and fees. - Amends TCA Title 8, Chapter 50, Part 1 and Title 49. by *Sparks.

***House Bill No. 1743** -- Taxes, Sales - As introduced, reduces the state sales and use tax rate from 7 percent to 6 percent. - Amends TCA Title 67, Chapter 6. by *Clemmons.

***House Bill No. 1744** -- Local Education Agencies - As introduced, requires each local school board to establish a school lunch program and a school breakfast program that provides a free breakfast and lunch to each student enrolled in a school under the board's jurisdiction; requires the state to reimburse each LEA the cost of providing a free breakfast and lunch to each student enrolled in the LEA after all available federal funds have been applied. - Amends TCA Title 49. by *Clemmons.

***House Bill No. 1745** -- Taxes, Sales - As introduced, exempts the retail sale of fruit and vegetables for human consumption from the food retail sales tax. - Amends TCA Section 67-6-228. by *Clemmons.

***House Bill No. 1746** -- Election Laws - As introduced, extends from 4:00 p.m. until 6:00 p.m. the time in which a county election commission must keep its main office open on the days when the commission maintains routine office hours during a period of early voting and on the day of an election. - Amends TCA Title 2. by *Jernigan.

***House Bill No. 1747** -- Controlled Substances - As introduced, adds quadriplegia as a qualifying medical condition for the lawful possession of cannabis oil. - Amends TCA Title 39, Chapter 17 and Title 68, Chapter 7. by *Jernigan.

***House Bill No. 1748** -- Administrative Procedure (UAPA) - As introduced, changes the approval process, filing requirements, and effective date of emergency rules. - Amends TCA Title 4, Chapter 5. by *Ragan.

***House Bill No. 1749** -- Administrative Procedure (UAPA) - As introduced, prohibits a court, administrative judge, or hearing officer presiding over a contested case hearing or appeal from deferring to a state agency's interpretation of a state statute or rule and instead requires the court, administrative judge, or hearing officer to interpret the meaning of the statute or rule de novo; requires, in an action brought by or against a state agency, that the court, administrative judge, or hearing officer, after applying all customary tools of interpretation, exercise any remaining doubt in favor of a reasonable interpretation that limits agency power and maximizes individual liberty. - Amends TCA Title 4 and Title 20. by *Ragan.

House Bill No. 1750 -- Open Meetings - As introduced, removes authorization for certain municipalities to hold public meetings in which some members of the governing body are participating electronically; adds requirements for notice, public access, and public participation for public meetings of governing bodies of state boards, agencies, and commissions in which some members are participating electronically; removes a member of such governing body if

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

the member physically attends less than 50 percent of the body's meetings in a two-year period.
- Amends TCA Title 8, Chapter 44. by *Ragan.

***House Bill No. 1751** -- Insurance, Health, Accident - As introduced, requires the commissioner of commerce and insurance to make the prescribed claim forms for reporting by healthcare providers available to healthcare providers on the department's website. - Amends TCA Title 8; Title 56; Title 68 and Title 71. by *Whitson.

***House Bill No. 1752** -- Insurance, Health, Accident - As introduced, prohibits a health benefit plan from denying coverage for emergency services obtained in certain medical facilities. - Amends TCA Title 8; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Smith.

***House Bill No. 1753** -- Education - As introduced, requires TCAP tests to be administered in a paper format for students in grades three through eight; allows the commissioner of education to determine whether end-of-course assessments must be administered in a computerized, online, or paper format; allows an LEA or public charter school to administer end-of-course assessments in a paper format if it objects to administering end-of-course assessments in a computerized or online format. - Amends TCA Title 49, Chapter 6, Part 60. by *Smith, *Cepicky.

***House Bill No. 1754** -- Teachers, Principals and School Personnel - As introduced, changes the grades, from nine through 12 to kindergarten through 12, that an eligible professor of higher education may teach pursuant to a special license issued by the department of education. - Amends TCA Title 49, Chapter 5. by *Smith, *Cepicky.

***House Bill No. 1755** -- Lafayette - Subject to local approval, revises the list of relatives who may not be hired by the city due to a familial relationship with the mayor or a council member; removes the office of superintendent of streets. - Amends Chapter 325 of the Private Acts of 1945; as amended. by *Keisling.

***House Bill No. 1756** -- Driver Licenses - As introduced, authorizes the issuance of citation in lieu of arrest for the offense of driving on canceled, suspended, or revoked license; makes various other changes regarding such offense. - Amends TCA Title 55, Chapter 10 and Title 55, Chapter 50. by *Freeman.

***House Bill No. 1757** -- Trade Regulation - As introduced, prohibits agreements or arrangements that have the effect of lessening competition for, or controlling prices of, services held out as generally available to the public; prohibits a news organization from refusing to provide news and information to a news distribution product or service that is a willing buyer for such news and information; makes other related changes. - Amends TCA Title 47, Chapter 25, Part 1. by *Ragan.

***House Bill No. 1758** -- Health Care - As introduced, prohibits healthcare providers from providing medical treatment to minors without parental consent; provides exceptions for minors seeking treatment under certain conditions. - Amends TCA Title 14; Title 29, Chapter 31; Title 33; Title 34, Chapter 6, Part 4; Title 37, Chapter 1; Title 37, Chapter 10; Title 39; Title 49, Chapter 6, Part 50; Title 63 and Title 68. by *Ragan.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

***House Bill No. 1759** -- Teachers, Principals and School Personnel - As introduced, authorizes bereavement leave for employees of an LEA for the death of an immediate family member of the employee or for the death of an employee or student of the LEA. - Amends TCA Title 49. by *Ragan.

***House Bill No. 1760** -- Public Records - As introduced, clarifies that certain personal information of public employees maintained by an employing governmental entity or person is confidential. - Amends TCA Title 3; Title 4; Title 8 and Title 10, Chapter 7, Part 5. by *Curcio.

***House Bill No. 1761** -- Criminal Offenses - As introduced, establishes that assault against a sports official while the official is officiating a sporting event is a Class E felony or Class A misdemeanor, depending on the nature of the assault. - Amends TCA Title 39, Chapter 13, Part 1. by *Ogles.

***House Bill No. 1762** -- Health Care - As introduced, permits advanced practice nurses and physician assistants who are prescribers at federally qualified health centers to arrange for chart review by and site visits with certain collaborating physicians by means of HIPAA-compliant electronic information systems. - Amends TCA Title 63, Chapter 19 and Title 63, Chapter 7. by *Gant.

***House Bill No. 1763** -- Controlled Substances - As introduced, expands the definition of drug paraphernalia to include pill press devices unless the pill press device is used by a person or entity that lawfully possesses drug products in the course of legitimate business activities, including a pharmacy or pharmacist licensed by the board of pharmacy; a wholesale drug distributor, or its agents, licensed by the board of pharmacy; and a manufacturer of drug products, or its agents, licensed by the board of pharmacy. - Amends TCA Title 39, Chapter 17, Part 4 and Title 63. by *Lamberth.

***House Bill No. 1764** -- Utilities, Utility Districts - As introduced, prohibits electric and natural gas utilities from using data or information acquired by a smart meter for a purpose other than billing the applicable customer. - Amends TCA Title 7; Title 47, Chapter 18 and Title 65. by *Holsclaw.

***House Bill No. 1765** -- Tort Liability and Reform - As introduced, specifies that a charitable organization providing services to the homeless community is not liable for any loss, damages, injury, or death that results from providing such services unless the charitable organization's conduct constitutes gross negligence or willful and wanton misconduct. - Amends TCA Title 20; Title 29, Chapter 34 and Title 48. by *Parkinson.

***House Bill No. 1766** -- Bail, Bail Bonds - As introduced, requires a court to revoke bail immediately, notwithstanding sentencing hearings, motions for a new trial, or related post-guilt determination hearings, for a defendant who is convicted of continuous sexual abuse of a child. - Amends TCA Title 40, Chapter 11, Part 1. by *Howell.

***House Bill No. 1767** -- Sentencing - As introduced, requires a person convicted of aggravated assault or aggravated robbery, committed on or after July 1, 2022, to serve 100 percent of the sentence imposed by the court, or no less than 85 percent of the sentence imposed by the court less sentence reduction credits earned and retained. - Amends TCA Title 39 and Title 40. by *Gillespie.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

House Bill No. 1768 -- Clerks, Court - As introduced, authorizes a court clerk to charge a printing fee of 50 cents per page for electronic filings for the purpose of printing a paper copy of the filing to be kept in the clerk's file; prohibits charging the fee in the case of party who is indigent. - Amends TCA Title 8, Chapter 21. by *Hazlewood.

***House Bill No. 1769** -- Criminal Offenses - As introduced, requires a court to order the state to reimburse a criminal defendant for all reasonable costs incurred in defense if the defendant was charged with a criminal homicide offense and found not guilty due to the justification of self-defense and the trier of fact determines that the defendant proved the self-defense claim by a preponderance of the evidence; authorizes the court to order the state or the prosecuting attorney, in their individual capacity, to pay damages for malicious prosecution. - Amends TCA Title 8, Chapter 7 and Title 39. by *Griffey.

House Bill No. 1770 -- Landlord and Tenant - As introduced, prohibits a landlord from refusing to rent, lease, or otherwise extend housing opportunities to a person solely because the person was previously convicted of a criminal offense if the conviction was for an offense other than a violent offense, sexual offense, or violent sexual offense and the conviction occurred more than five years before the refusal. - Amends TCA Title 40 and Title 66. by *Chism.

***House Bill No. 1771** -- Common Carriers - As introduced, designates social media platforms as common carriers and requires the entities to obtain certificates of public convenience and necessity from the Tennessee public utilities commission; prescribes fines against social media platforms that deplatform and shadow ban users based on political ideology, viewpoint, or personal animus. - Amends TCA Title 4; Title 47 and Title 65. by *Powers.

***House Bill No. 1772** -- Commerce and Insurance, Dept. of - As introduced, changes, from 18 to 19 years, the minimum age someone must be for the commissioner to be authorized to approve the individual's application for an insurance producer license. - Amends TCA Title 56, Chapter 6, Part 1. by *Powers.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 1711** -- Alcoholic Beverages -- Caption Bill Held on House Desk

***House Bill No. 1712** -- Taxes, Sales -- House Finance, Ways and Means Committee

***House Bill No. 1713** -- Utilities, Utility Districts -- House Commerce Committee

***House Bill No. 1714** -- Election Laws -- House Local Government Committee

***House Bill No. 1715** -- Education, Curriculum -- House Education Instruction Committee

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

***House Bill No. 1716** -- Education, Dept. of -- House Education Administration Committee

***House Bill No. 1717** -- Education, Dept. of -- House State Government Committee

***House Bill No. 1718** -- Pensions and Retirement Benefits -- House State Government Committee

***House Bill No. 1719** -- TennCare -- House Insurance Committee

***House Bill No. 1720** -- Humphreys County -- House Finance, Ways and Means Committee

***House Bill No. 1721** -- Taxes, Real Property -- House Local Government Committee

***House Bill No. 1722** -- Pensions and Retirement Benefits -- House State Government Committee

***House Bill No. 1723** -- Local Education Agencies -- House Education Instruction Committee

House Bill No. 1724 -- Corporations, Not for Profit -- House Civil Justice Committee

House Bill No. 1725 -- Tennessee Higher Education Commission -- House Education Administration Committee

***House Bill No. 1726** -- Education, State Board of -- House Education Instruction Committee

***House Bill No. 1727** -- Utilities, Utility Districts -- House Commerce Committee

***House Bill No. 1728** -- Public Funds and Financing -- House Local Government Committee

House Bill No. 1729 -- Equalization Board -- House Local Government Committee

***House Bill No. 1730** -- Landlord and Tenant -- House Civil Justice Committee

***House Bill No. 1731** -- State Symbols -- House Naming & Designating Committee

***House Bill No. 1732** -- County Officers -- House Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **January 18, 2022**, reported the following:

STATE GOVERNMENT COMMITTEE

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

The State Government Committee recommended for passage: House Bill No. 1037, also House Bills Nos. 1035 and 1034 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSENT CALENDAR

House Resolution No. 121 -- Memorials, Death - Col. Sammie Lee "Sam" Lyles. by *Keisling.

House Resolution No. 122 -- Memorials, Personal Occasion - David and Joanna Harer, 53rd wedding anniversary. by *Keisling.

***House Joint Resolution No. 664** -- Memorials, Retirement - Leland C. Blackwood. by *Ramsey, *Moon.

***House Joint Resolution No. 665** -- Memorials, Recognition - Mayor Philip Cagle. by *Travis.

***House Joint Resolution No. 666** -- Memorials, Recognition - WGNS, 75th anniversary. by *Sparks, *Baum, *Rudd, *Terry.

***House Joint Resolution No. 667** -- Memorials, Sports - University School of Nashville boys' cross country team, TSSAA Division II, Class A state champions. by *Clemmons.

***Senate Joint Resolution No. 774** -- Memorials, Retirement - Darlene Walker Schlicher. by *Yager, *McNally, *Haile, *Johnson, *Bailey, *Bell, *Briggs, *Crowe, *Gardenhire, *Hensley, *Jackson, *Kelsey, *Lundberg, *Massey, *Niceley, *Pody, *Powers, *Reeves, *Roberts, *Rose, *Southerland, *Stevens, *Swann, *Walley, *Watson, *White, *Yarbro, *Campbell, *Gilmore, *Kyle.

OBJECTION--CONSENT CALENDAR

Objections were filed to the following on the Consent Calendar:

House Joint Resolution No. 666: by Rep. Sparks

House Joint Resolution No. 667: by Rep. Clemmons

Under the rules, House Joint Resolution Nos. 666 and 667 were placed at the heel of the calendar for January 20, 2022.

Rep. C. Johnson moved that all members voting aye on Senate Joint Resolution No. 774 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Todd.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

Rep. Ramsey moved that all members voting aye on House Joint Resolution No. 664 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Todd.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	87
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Travis, Vital, Warner, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Sexton--87

Representatives present and not voting were: Williams--1

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Sparks, **House Joint Resolution No. 666** was withdrawn from the House.

On motion of Rep. Clemmons, **House Joint Resolution No. 667** was withdrawn from the House.

On motion of Rep. Warner, **House Bill No. 1714** was recalled from the Local Government Committee and withdrawn from the House.

SPONSOR ADDED

Pursuant to **Rule 52**, Speaker Sexton appointed Rep. Garrett as First Prime sponsor on **House Bill No. 1362**.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

RULES SUSPENDED

Rep. Wright moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 782 out of order, which motion prevailed.

***Senate Joint Resolution No. 782** -- Memorials, Personal Occasion - Fuad Mishu, 100th birthday. by *Massey, *Briggs, *McNally. (*Carringer, *Johnson G, *Lafferty, *Mannis, *McKenzie, *Wright, *Zachary)

On motion of Rep. Wright, the resolution was concurred in.

Rep. Wright moved that all members of the Knox County delegation voting aye on Senate Joint Resolution No. 782 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Todd.

A motion to reconsider was tabled.

ANNOUNCEMENTS

REPORTS FILED

The Clerk announced that the Elder Abuse Task Force Report for 2022, the Proposed Amendments to the Tennessee Rules of Appellate Procedure, the Proposed Amendments to Tennessee Rules of Civil Procedure, the Proposed Amendments to Tennessee Rules of Criminal Procedure, the Proposed Amendments to Tennessee Rules of Evidence, and the TennCare Sickle Cell Disease Report from the Division of TennCare have been filed with the Clerk's office and are available for review.

CLERK'S NOTE TO THE JOURNAL

Pursuant to **Rule No. 20**, Rep. Carringer was excused from Session on Wednesday, January 19, 2022.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 668 Reps. Vaughan, Hardaway, Chism, Harris, Dixie, Love, Beck, Miller, Shaw and White as prime sponsors.

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION**

House Joint Resolution No. 693 Rep. Ramsey as prime sponsor.

House Bill No. 711 Reps. Carringer and Jernigan as prime sponsors.

House Bill No. 1439 Rep. Wright as prime sponsor.

House Bill No. 1449 Rep. Hardaway as prime sponsor.

House Bill No. 1640 Rep. Hardaway as prime sponsor.

House Bill No. 1646 Rep. Griffey as prime sponsor.

House Bill No. 1658 Rep. Griffey as prime sponsor.

House Bill No. 1661 Rep. Lamberth as prime sponsor.

House Bill No. 1678 Rep. Griffey as prime sponsor.

House Bill No. 1681 Reps. Doggett, Grills, Ragan, Moody, Warner, Howell, Reedy, Carr, Russell, Vital, Helton, Littleton, Eldridge, Lafferty, Cochran and Weaver as prime sponsors.

House Bill No. 1686 Rep. Whitson as prime sponsor.

House Bill No. 1694 Rep. Griffey as prime sponsor.

House Bill No. 1696 Rep. Griffey as prime sponsor.

**ENGROSSED BILLS
January 19, 2022**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolutions Nos. 664, 665 and 694;

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
January 19, 2022**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 654, 655 and 656; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS
January 19, 2022**

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 121 and 122; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED
January 19, 2022

The Speaker announced that he had signed the following: House Resolutions Nos. 121 and 122.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
January 19, 2022

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 774 and 782; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
January 19, 2022

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 774 and 782.

TAMMY LETZLER, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 89

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, McKenzie, Miller, Mitchell, Moody, Moon,

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**WEDNESDAY, JANUARY 19, 2022 – THIRTY-EIGHTH LEGISLATIVE DAY
UNOFFICIAL VERSION**

Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 89

RECESS

On motion of Rep. Gant, the House stood in recess until 9:00 a.m., Thursday, January 20, 2022.